

At the Regular Meeting of the Greenville County Board of Supervisors, held on Tuesday, September 3, 2013, with Closed Session beginning at 5:00 P.M., and Regular Session beginning at 6:00 P.M., at the Greenville County Government Building, 1781 Greenville County Circle, Emporia, Virginia.

Present Peggy R. Wiley, Chairman
 Michael W. Ferguson, Vice-Chairman
 James C. Vaughan
 Dr. Margaret T. Lee

Chairman Wiley called the meeting to order at 5:00 P.M.

In Re: Closed Session

Mr. Whittington, County Administrator, stated that Staff recommended the Board go into Closed Session, Section 2.2-3711 (a) 1) Personnel, 5) Industrial Development and 7) Legal Matters.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to go into Closed Session, as recommended by Staff. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Regular Session

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to go into Regular Session. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Certification of Closed Meeting -- Resolution #14-27

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to adopt the following Resolution. A roll call vote was taken, as follows: Supervisor Ferguson, aye; Supervisor Lee, aye; Supervisor Vaughan, aye and Chairman Wiley, aye.

**RESOLUTION #14-27
CERTIFICATION OF CLOSED MEETING**

WHEREAS, the Greenville County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Greenville County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Greenville County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Greenville County Board of Supervisors.

Chairman Wiley recessed the meeting until the Conclusion of the Water and Sewer Meeting.

Chairman Wiley reconvened the meeting at 6:00 p.m.

In Re: Approval of Agenda

Mrs. Parson, Deputy County Administrator, stated that Staff recommended approval of the agenda with no added items.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the Agenda as submitted. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Approval of Consent Agenda

Mrs. Parson stated that Staff recommended approval of the Consent Agenda.

Supervisor Lee moved, seconded by Supervisor Ferguson, to approve the Consent Agenda containing the following items. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

Minutes from the Meeting of August 19, 2013

Budgetary Matters consisting of the following: Fund #001 – Journal Voucher #9, in the amount of \$175.00, Budget Amendment Resolution #14-28, in the amount of \$12,690.00, Budget Amendment Resolution #14-29, in the amount of \$220.66; Fund #012 – Budget Amendment Resolution #14-30, in the amount of \$3,256.00; Fund #013 – Budget Amendment Resolution #14-31, in the amount of \$87.10 and Fund #018 – Budget Amendment Resolution #14-32, in the amount of \$813.80 all of which are incorporated herein by reference.

Warrants:

Approval of Accounts Payable for September 3, 2013, in the amount of \$454,608.93

Approval of Payroll for August 31, 2013, in the amount of \$400,119.43

In Re: Six Year Plan (Route 633, Independence Church Road/Route 614 (Otterdam Road) – Joe Lomax, Residency Administrator with VDOT

Mr. Lomax addressed the Board of Supervisors stating that he was present to speak about Otterdam Road and Independence Church Road. He stated that he would have more of a presence at the meetings in the future with plans to attend the meetings at least once a quarter. He then stated that it had been 20 years and that there was only a minimum amount of money available for the future projects on Otterdam and Independence Church Road. Mr. Lomax reviewed the budgeted amounts available for the future projects. He stated that with the importance that the Board had placed on the Otterdam Road project, VDOT recommended transfer of funds from the Independence Church Road project to complete the Otterdam Road bridge project, due to neither of the projects had enough monies to finish the project any time soon. He stated that since the Otterdam Road project needed less money, VDOT recommended transferring that portion of the remaining monies from the Independence Church Road project to finish up the Otterdam Road project and then focus on the Independence Church Road project once the Otterdam Road project was finished.

Supervisor Ferguson stated that he had been fighting the battle to finish up on Independence Church Road for 27 years. He stated that he felt obligated to continue with the project on Independence Church Road. He also stated that he had asked the Director of Planning

to contact Iluka to find out where they stood on helping with the project. Supervisor Ferguson stated that he felt as though the Otterdam Road project would be finished and the Independence Church Road would continue to be pushed back for three or four more years before anything would be done.

Chairman Wiley stated that in her opinion, the mega site would be the most important project and that the money would need to be invested in the Otterdam Road bridge project.

Mr. Lomax stated that the money should go towards the best interest for the County and that he was only giving VDOT's recommendation, but it was up to the Board of Supervisors.

Chairman Wiley stated that a lot of time, effort and money had been put into the mega site project not to complete the Otterdam Road bridge project and she thought it would be a terrible mistake not to transfer the funds from the Independence Church Road project to complete the Otterdam Road bridge project.

Mr. Whittington stated that as noted in the memo provided by VDOT, neither project had adequate funds to proceed with completion. He asked at what point VDOT could proceed on State Route 633, given the projections of revenues available.

Mr. Lomax stated that as long as the project could be fully funded, construction could start in the spring of 2015 for State Route 614. He stated that he could not give a projection for State Route 633.

Mr. Whittington asked about the amount budgeted for Route 633 at this point. Mr. Lomax stated \$1.6 million was allocated for Independence Church Road and it needed an additional \$2.3 million for a total of \$3.9 million. Mr. Whittington asked could revenue sharing money be matched with the state's six year plan money. Mr. Lomax stated he did not think so but would provide information on it later. Mr. Whittington stated that revenue sharing would have to be matched by local funds and Greenville County could not match the amount needed.

Mr. Whittington then stated that there was a request to change the priority list, making Otterdam Road State Route 614 bridge project the #1 priority and move the current #1 priority, State Route 633 Independence Church Road, to priority number #2.

Supervisor Lee made a motion but there was no second. Supervisor Vaughan stated that he was not going to second the motion because nothing had been done in his district since he had been on the Board. He stated that it was not fair.

Supervisor Lee stated that she was in the same dilemma due to she had no projects on the priority list but the mega site was a major project that was being worked on and the only way to finish the project was to provide the necessary steps to complete the project by finishing up the bridge.

Chairman Wiley asked again for a motion. Supervisor Lee moved to approve the recommendation of completing Route 614, Otterdam Road bridge ahead of Route 633,

Independence Church Road with the necessary items identified in the project. Chairman Wiley asked if there was any discussion. She also asked all in favor of the motion, respond by say aye. Supervisors Lee and Wiley voted aye. Supervisors Ferguson and Vaughan voted no, motion died.

Mr. Whittington stated that it would be good to review the six year plan again as well as the priority list. Mr. Lomax stated that he would set up a meeting in the future.

In Re: Road Matters

Mr. Lomax stated that the second round of mowing in the County was completed and was working on emergency repairs on Hwy 58 with some cross pipes that needed additional work. He also stated that vegetation was cleared in some areas and they had repaired multiple shoulders around the County. Mr. Lomax stated that paving had been done on 301 and the next quarterly plans were to work on main street and Hwy 139 in Jarratt. He stated that Jarratt was an issue because there was nothing underneath the asphalt and it needed to be rehabilitated.

Mr. Whittington asked if the highway department was assisting the Town of Jarratt regarding the popular pothole. Mr. Lomax stated that he had not been approached regarding that matter. Mr. Whittington stated that he thought that the quicker the storm water could be moved away from the roadside ditches, the better off the roads would be. He asked that Mr. Lomax contact Mayor Ken Warf. He also asked that Mr. Lomax provide Mayor Warf with information on revenue sharing regarding getting the water away from the roads.

Mr. Lomax asked that he be informed of any sidewalks that needed to be repaired. He stated that VDOT was also repairing cross drains on Hwy 603 and 627 due to potholes that were caused by pipe separation. He then stated that cross drain repairs were being done on Hwy 614 and asked if there were any questions.

Supervisor Ferguson asked about the pipe underneath of Hwy 627. Mr. Lomax stated that the pipe would be replaced. Supervisor Ferguson also asked about Sales Exchange Road intersection with the water standing in the roadside ditch. Mr. Lomax stated that he would look into it. Supervisor Ferguson also commented on a residence located on Hwy 611 where the water running across the road and standing in the resident's yard. Mr. Lomax stated that he would look into it. Supervisor Ferguson then asked about the slope mower being used again before the fall.

Supervisor Vaughan stated that he had talked with Kevin regarding the use of the slope mower. Mr. Lomax stated that the constituents needed to call the 1-800 number to log in a work order.

In Re: Citizens Comments

Mr. Whittington asked if there were anyone present who wished to address the Board of Supervisors to come forward and state their name and address for the record.

Mr. Linwood Matthews addressed the Board of Supervisors and Mr. Lomax in reference to the not being able to make a legal when taking Exit 13 from I-95 northbound to get to the mega site.

Chairman Wiley asked if there were any more citizen's comments. There was none.

In Re: Resolution #14-33 -- Determination to Procure Nonprofessional Services by Competitive Negotiation

Mr. Whittington stated that internet services were services that dealt with the development of the County's website regarding economic development and was not a professional service according to the Code of Virginia. He stated that it was not a service that rendered well with bidding so Staff would like to procure the services by Request for Proposals. He then requested approval of the following resolution to procure the nonprofessional services by RFP.

**BOARD OF SUPERVISORS OF GREENSVILLE COUNTY, VIRGINIA
RESOLUTION #14-33
RE: DETERMINATION TO PROCURE NONPROFESSIONAL SERVICES
BY COMPETITIVE NEGOTIATION**

WHEREAS, Virginia Code Section 2.2-4303.C. requires that when nonprofessional services are to be procured by competitive negotiation, rather than by competitive sealed bidding, the governing body shall adopt a resolution declaring its intent to procure by competitive negotiation, and stating the reasons therefor;

WHEREAS, the Board of Supervisors of Greenville County, Virginia ("Board"), wishes to request proposals for the design, support, and maintenance of a website for Greenville County's Department of Economic Development;

WHEREAS, the Board has determined that procurement of said services by competitive sealed bidding is neither practicable nor fiscally advantageous to Greenville County citizens;

WHEREAS, the Board has determined that the best interests of Greenville County citizens would be served by procurement of said services by competitive negotiation, to save the costs which would be incurred to retain an expert to prepare an Invitation to Bid, to afford offerors some flexibility in making proposals, to enable the Board and County staff to become acquainted with needed equipment and services through the competitive negotiation process, and to enable County staff to personally evaluate the individuals by whom the procured services would be provided to Greenville County.

IT IS, ACCORDINGLY, HEREBY RESOLVED that the Board has determined that procurement of the design, support, and maintenance of a website for Greenville County's Department of Economic Development by competitive sealed bidding is neither practicable nor fiscally advantageous to Greenville County citizens, and that said equipment and services should therefore be procured by competitive negotiation.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Resolution #14-33. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Board and Commissions Appointments

1. Industrial Development Authority – An At-Large Appointment for a term of four years.

Chairman Wiley opened the floor for nominations of two individuals to be appointed to serve on the Industrial Development Authority for a term of four years beginning October 1, 2013 until September 30, 2017.

Supervisor Lee moved, seconded by Supervisor Ferguson, the re-appointment of James Parham and Herbert Lewis to serve on the Industrial Development Authority Board for a term of four years. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

2. Planning Commission- An Election District Appoint for a term of four years.

Chairman Wiley opened the floor for nominations of an individual to fill the unexpired term of Mr. G.L. Rawlings, an Election District Two Appointment for a term beginning September 1, 2013 until April 19, 2016.

Supervisor Ferguson moved, seconded by Supervisor Lee, to appoint Mr. Len Hobbs to serve the unexpired term of Mr. G.L. Rawlings. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

Supervisor Ferguson thanked Mr. Rawlings for his years of service on the Planning Commission. He stated that Mr. Rawlings hated to give up the appointment but his health was failing and that Mr. Rawlings was in the hospital at this time.

In Re: Miscellaneous Matters

Various Departmental Reports and Staff Work Programs were prepared for the Board's review and comments.

Chairman Wiley asked if anyone had any questions. There were none.

In Re: Public Meeting

Mr. Whittington stated that there would be a Public Meeting held on September 10th at 7:00 p.m. at the Golden Leaf Commons regarding the Otterdam Road Project. He stated that there would be a meeting with the private landowners beginning at 5:00 p.m. with a public presentation at 7:00 p.m. Mr. Whittington stated that the majority of the Board of Supervisors would not be attending the meeting so the Board of Supervisors did not need to adjourn to a place and time.

In Re: Adjournment

With there being no further business, Supervisor Lee moved, seconded by Supervisor Ferguson, to adjourn the meeting. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

Peggy R. Wiley, Chairman

K. David Whittington, Clerk